



office petition

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I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450 ALEXANDRIA, VA 22313-1450, ON THE DATE INDICATED BELOW.

BY:

Gene Conti

Date:

January 21, 2005

MAIL STOP 313(c)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | |
|------------------------------|---|--|
| In Re Patent Application of: | : | Allowed: October 22, 2004 |
| Miki Iwamoto et al. | : | (Issued Fee Paid January 7, 2005) |
| | : | |
| Conf. No.: 7865 | : | Group Art Unit: 2835 |
| | : | |
| Appln. No.: 10/608,478 | : | Examiner: Anatoly Vortman |
| | : | |
| Filing Date: June 27, 2003 | : | Attorney Docket No.: 10844-27US (203020) |
| | : | |
| Title: | : | Alloy Type Thermal Fuse and Wire Member for A Thermal Fuse Element |

PETITION TO WITHDRAW FROM ISSUE UNDER 37 C.F.R. § 1.313

Applicants hereby request that the above application, in which the issue fee was paid on January 7, 2005, be withdrawn from issue in order to consider the Request for Continued Examiner (RCE) and Supplemental Information Disclosure Statement being submitted herewith. In support of this Petition, Applicants submit:

(a) Our firm's check in the amount of \$130.00 for the Petition fee under 37 C.F.R. § 1.17(h) and

(b) The following showing of good and sufficient reasons why withdrawal of the application from issue is necessary.

The withdrawal of the application from issue is necessary in order to consider one U.S. and four Japanese prior art references which were cited in a European Search Report in the counterpart European Patent Application No. EP 03 01 6074. This prior art, which is submitted in the Supplemental Information Disclosure Statement accompanying the RCE request, was just received by Applicants' undersigned U.S. attorney on January 21, 2005 in a fax dated January 21, 2005 from Applicants' Japanese patent attorneys. Accordingly, this Petition and the

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accompanying RCE request and Information Disclosure Statement were filed as quickly as possible.

In view of the above, grant of this Petition to withdraw the application from issue, and consideration of the RCE request and Information Disclosure Statement are respectfully solicited.

Respectfully submitted,

MIKI IWAMOTO et al.

January 21, 2005
(Date)

By:

[Signature] *for* *Reg. No. 25,918*
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